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| FACSIMILE TRANSMITTAL FORM | Application Number | 10/738441 CENTRAL |
| | Filing Date | December 17, 2003 MAY |
| | First Named Inventor | Epstein, Kenneth A. |
| | Art Unit | 2875 |
| | Examiner Name | Cranson Jr., James W. |
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| Date: May 3, 2005 | Attorney for Applicant: Wil | liam D. Miller |
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| | ENCLOSURES (check all that apply) | |
| Fee Transmittal Form Issue Fee Transmittal Amendment Transmittal | ☐ Petition | Appeal Communication to Board of Appeals and Interferences |
| Amendment/Reply After Final Affidavits/Declaration(s) | Petition to Convert a Provis Application | Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief) |
| Extension of Time Request | ☐ Power of Attorney, Revocate | tion Proprietary Information |
| Express Abandonment Request | Change of Correspondence Address | ☐ Status Letter |
| Information Disclosure Statement | ☐ Terminal Disclaimer | Other Enclosures: Response to Restriction and |
| Response to Missing Parts/ Incomplete Application | Request for Refund | Preliminary Amendment |
| Response to Missing Parts under 37 CFR § 1.52 or 1.53 | Request for Continued Examination (RCE) Transm | nittel |
| Drawings . | After Allowance Communication to Technology | ology |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:

Commissioner for Patents

Alexandria, VA 22313-1450

P.O. Box 1450

EPSTEIN, KENNETH A.

Application No.:

10/738441

Group Art Unit:

2875

Filed:

December 17, 2003

Examiner:

Cranson Jr., James W.

Title:

ILLUMINATION DEVICE

RESPONSE TO RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

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May 3, 2005

CICLOTHEN M. Housey M. Bundy

Dear Sir:

In response to the Examiner's office action dated April 4, 2005, Applicants provisionally elect species XIV described by Figure 18 and make claim amendments as shown in the attached pages.

Claims 1-30 are pending in the instant application. Claims 1-30 are subject to an election of species requirement. In response to the election requirement, Applicants elect Species XIV corresponding to Figure 18. For the reasons provided below, Applicants respectfully traverse the statement by the Examiner that "no claim is considered to be generic."

Applicants respectfully submit that claims 1, 15, and 27 are generic to each of the disclosed species. Claim 27, for example, is recited in means-plus-function form which necessarily encompasses all of the disclosed structures for accomplishing the recited function. The stated function in claim 27 is performed by each of the disclosed embodiments. Similarly, the other claims are directed to each disclosed embodiment.

By way of the present response, Applicants have amended the claims to add new claims 31-33. Each of these claims are directed to the elected species XIV.